

## SUMMARY STATEMENT

*Frantz v. Hawley Troxell Ennis & Hawley*, Docket No. 43576

The Supreme Court affirmed the decision of the Kootenai County district court dismissing Martin Frantz' legal malpractice claim against Hawley Troxell Ennis & Hawley, LLP. The Court held that the dismissal was appropriate because Frantz' complaint alleged he had an attorney-client relationship with the Hawley Troxell law firm, even after a judge in the U.S. Bankruptcy Court had ruled otherwise. The latter ruling is pending on appeal before the U.S. Ninth Circuit Court of Appeals. The Supreme Court upheld the district court's dismissal based upon Rule 12(b)(8) of the Idaho Rules of Civil Procedure—another action pending between the same parties for the same cause.